

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

ADRIAN GUTIERREZ MARTINEZ,

Petitioner,

vs.

SHERI DAWSON, MARK
LABOUCHARDIER, TOM BARR,
Hospital Administrator; NORFOLK
REGIONAL CENTER, KRIS BOE
SIMMONS, Clinicial Program Manager;
MD DOUET CHE, Staff Psychiatrist,
Acting Clinical Director; BEV
LUEGHEN, LISNHP, Sex Offender; and
GROUP FACILITATOR,

Respondents.

8:20CV408

MEMORANDUM AND ORDER

Petitioner filed a Petition for Writ of Habeas Corpus (filing 1) and a Motion for Leave to Proceed in Forma Pauperis (filings 3 & 4). Habeas corpus cases attacking the legality of a person's confinement require the payment of a \$5.00 filing fee. 28 U.S.C. § 1914(a). However, after considering Petitioner's financial status as shown in the records of this court (*see* trust account statement at filing 3), leave to proceed in forma pauperis will be granted and Petitioner is relieved from paying the filing fee. *See* 28 U.S.C. § 1915(a)(1).

IT IS THEREFORE ORDERED that: Petitioner's Motion for Leave to Proceed in Forma Pauperis (filings 3 & 4) is granted. The next step in this case is for the court to conduct a preliminary review of the habeas corpus petition in accordance with Rule 4 of the Rules Governing Section 2254 cases. The court will conduct this review in its normal course of business.

Dated this 22nd day of October, 2020.

BY THE COURT:

A handwritten signature in blue ink that reads "Richard G. Kopf". The signature is written in a cursive, flowing style.

Richard G. Kopf
Senior United States District Judge